

## United States District Court

SOUTHERNDISTRICT OF  
McALLEN DIVISIONTEXAS

UNITED STATES OF AMERICA

V.

Mariano Roberto Rodriguez-Najera

United States District Court  
Southern District of Texas  
FILED

OCT 10 2016

## CRIMINAL COMPLAINT

Case Number: M-16-1880-M

IAE      YOB:      1972  
**Honduras**

(Name and Address of Defendant)

Clerk of Court

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about October 9, 2016 in Starr County, in the Southern District of Texas  
(*Track Statutory Language of Offense*)

being then and there an alien who had previously been deported from the United States to Honduras in pursuance of law, and thereafter was found near Rio Grande City, Texas, within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title 8 United States Code, Section(s) 1326 (**Felony**)  
I further state that I am a(n) Senior Patrol Agent and that this complaint is based on the following facts:

Mariano Roberto Rodriguez-Najera was encountered by Border Patrol Agents near Rio Grande City, Texas on October 9, 2016. The investigating agent established that the Defendant was an undocumented alien and requested record checks. The Defendant claims to have illegally entered the United States on October 9, 2016, near Rio Grande City, Texas. Record checks revealed the Defendant was formally Deported/Excluded from the United States on August 23, 2004, through Laredo, Texas. Prior to Deportation/Exclusion the Defendant was instructed not to return to the United States without permission from the U.S. Attorney General and/or the Secretary of Homeland Security. On February 8, 2005, the defendant was convicted of 8 USC 1324, Transportation of an Unlawful Alien Within the United States and sentenced to six (6) months confinement and two (2) years Term Supervised Release.

Continued on the attached sheet and made a part of this complaint:

 Yes     No



Signature of Complainant

Sworn to before me and subscribed in my presence,

10/10/2016Dorina Ramos, U.S. Magistrate Judge  
Name and Title of Judicial Officer

Jerrico Leason

Senior Patrol Agent



Signature of Judicial Officer